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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

12 WAYMO LLC,

13 Plaintiff,

14 vs.

15 UBER TECHNOLOGIES, INC.;  
16 OTTOMOTTO LLC; OTTO TRUCKING  
LLC,

17 Defendants.

CASE NO. 3:17-cv-00939-WHA

**PLAINTIFF WAYMO LLC'S  
ADMINISTRATIVE MOTION TO FILE  
UNDER SEAL PORTIONS OF ITS SUR-  
REPLY IN OPPOSITION TO ANTHONY  
LEVANDOWSKI'S MOTION FOR  
INTERVENTION UNDER RULE 24 AND  
MODIFICATION OF ORDER  
GRANTING IN PART AND DENYING IN  
PART PROVISIONAL RELIEF AND  
EXHIBITS THERETO**

Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully requests to file under seal information in its Sur-Reply in Opposition to Anthony Levandowski’s Motion for Intervention Under Rule 24 and Modification of Order Granting-In-Part and Denying-In-Part Provisional Relief (the “Sur-Reply”) and exhibits thereto, filed concurrently herewith. Specifically, Waymo requests an order granting leave to file under seal the portions of the documents as listed below:

Document	Portions to Be Filed Under Seal	Designating Party
Sur-Reply	Highlighted in Blue	Defendants
Exhibits 2-3 to the Declaration of Patrick Schmidt	Entire Documents	Defendants

### **I. LEGAL STANDARD**

Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored to seek sealing only of sealable material.” *Id.*

### **II. UBER’S CONFIDENTIAL INFORMATION**

Waymo seeks to seal the portions of the Sur-Reply and supporting exhibits only because Defendants have designated the information confidential. Declaration of Lindsay Cooper (“Cooper Decl.”) ¶ 3. Waymo expects Defendants to file one or more declarations in accordance with the Local Rules.

### **III. CONCLUSION**

In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the above listed documents accompany this Administrative Motion. For the foregoing reasons, Waymo respectfully requests that the Court grant Waymo’s Administrative Motion.

DATED: June 2, 2017

QUINN EMANUEL URQUHART & SULLIVAN,  
LLP

By /s/ Charles K. Verhoeven

Charles K. Verhoeven  
Attorneys for WAYMO LLC